

Message

From: Dunton, Cheryl [Dunton.Cheryl@epa.gov]
Sent: 8/15/2018 2:22:00 PM
To: Bertrand, Charlotte [Bertrand.Charlotte@epa.gov]; Beck, Nancy [Beck.Nancy@epa.gov]; Baptist, Erik [Baptist.Erik@epa.gov]; Parsons, Doug [Parsons.Douglas@epa.gov]
Subject: RE: Correction to asbestos snopes article
Attachments: Snopes asbestos correction.docx

Talked to OPA this morning. They suggested highlighting specific points in the article we disagree with and stating why we disagree. See my attempt at that attached. Let me know if you think I missed any points or if you have comments on the arguments I made. Thanks.

From: Bertrand, Charlotte
Sent: Tuesday, August 14, 2018 6:27 PM
To: Beck, Nancy <Beck.Nancy@epa.gov>; Strauss, Linda <Strauss.Linda@epa.gov>; Baptist, Erik <Baptist.Erik@epa.gov>; Dunton, Cheryl <Dunton.Cheryl@epa.gov>; Parsons, Doug <Parsons.Douglas@epa.gov>
Subject: RE: Correction to asbestos snopes article

What's the 'process' for corrections to a snopes article? Is redline the method?

From: Beck, Nancy
Sent: Tuesday, August 14, 2018 5:39 PM
To: Strauss, Linda <Strauss.Linda@epa.gov>; Bertrand, Charlotte <Bertrand.Charlotte@epa.gov>; Baptist, Erik <Baptist.Erik@epa.gov>; Dunton, Cheryl <Dunton.Cheryl@epa.gov>; Parsons, Doug <Parsons.Douglas@epa.gov>
Subject: RE: Correction to asbestos snopes article

Ex. 5 Deliberative Process (DP)

Nancy B. Beck, Ph.D., DABT
Deputy Assistant Administrator, OCSPP
P: 202-564-1273

Cell Phone / Ex. 6

beck.nancy@epa.gov

From: Strauss, Linda
Sent: Tuesday, August 14, 2018 2:06 PM
To: Beck, Nancy <Beck.Nancy@epa.gov>; Bertrand, Charlotte <Bertrand.Charlotte@epa.gov>; Baptist, Erik <Baptist.Erik@epa.gov>; Dunton, Cheryl <Dunton.Cheryl@epa.gov>; Parsons, Doug <Parsons.Douglas@epa.gov>
Subject: FW: Correction to asbestos snopes article

Here are OPPT's edits to Cheryl's edits on the SNOPEs article...Can we say something simple and digestible like...
Few asbestos uses were banned but market forces and litigation resulted in many asbestos uses being removed from the market. What EPA is doing is providing a back-stop so these same uses (or new ones) can't come back on the market before EPA has had an opportunity to review and approve or limit/prohibit.

Mark has approved the attached. NPCD also suggests the following clarifying bullets.

- Any new uses of asbestos initiated for the first time after August 25, 1989 is banned as a result of the 1991 court decision. As a point of clarification, in this proposed rulemaking, a significant new use of asbestos addresses multiple uses that were initiated prior to August 25, 1989, for which manufacturing and processing are no longer ongoing in the United States.
- In the absence of this proposed rule, the importing or processing of asbestos (including as part of an article) for the significant new uses proposed in this rule may begin at any time, without prior notice to EPA. The proposed rule provides EPA the new ability to evaluate the risk of these uses before they can enter commerce.
- While the scope of the risk evaluation for asbestos includes the current ongoing uses of asbestos, the proposed SNUR serves to compliment the risk evaluation process by covering uses of asbestos that are no longer ongoing in the unlikely event that someone attempts to resume or reintroduce such uses. In accordance with the Toxic Substances Control Act (TSCA), EPA can only ban a chemical substance following an unreasonable risk determination after EPA concludes the risk evaluation for asbestos, which the Agency expects to publish in December 2019.